# **FILED**

### **NOT FOR PUBLICATION**

MAY 28 2003

## UNITED STATES COURT OF APPEALS

U.S. COURT OF APPEALS

## FOR THE NINTH CIRCUIT

RICK ALTON FOLEY,

Plaintiff - Appellant,

v.

ARIZONA DEPARTMENT OF CORRECTIONS,

Defendant,

and,

YSAQUIRRE, Nurse; HARO, CPO; AGUILAR, CPO; TERRY STEWART, Director,

Defendants - Appellees.

No. 01-16233

D.C. No. CV-97-01140-SMM

MEMORANDUM\*

Appeal from the United States District Court for the District of Arizona
Stephen M. McNamee, District Judge, Presiding Submitted December 13, 2002\*\*

<sup>\*</sup> This disposition is not appropriate for publication and may not be cited to or by the courts of this circuit except as provided by Ninth Circuit Rule 36-3.

<sup>\*\*</sup> This panel unanimously finds this case suitable for decision without oral (continued...)

Before: SNEED, SKOPIL and FARRIS, Circuit Judges.

Arizona prisoner Rick Alton Foley ("Foley") appeals the district court's grant of summary judgment dismissing his <u>pro per</u> 42 U.S.C. § 1983 action, which alleged that prison medical staff were deliberately indifferent to his serious medical needs on several occasions in 1996 and 1997. The district court disposed of Foley's claims in two orders. Foley challenges these orders, as well as five other orders the district court issued during the litigation. We affirm each of the district court's orders for the reasons stated therein.

### AFFIRMED.

<sup>\*\*(...</sup>continued) argument. See Fed. R. App. P. 34(a)(2).